

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINETEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 251 of 2005

Between:

G. Venkateshwerlu S/o Late Gangaram
R/o H. NO. 3-4-57, Near Bus Stand, Karatla Proper and Mandal, Karimnagar District

..... PETITIONER

AND

- 1 The Karatla Municipality, rep by Commissioner, Koratla Proper and Mandal, Karimnagar District
- 2 Siripurapu Laxmpathi S/o Muthyalu
R/o Karatla Proper and Mandal, Karimnagar District
- 3 Siripurapu Rajesham S/o Muthyalu
R/o Karatla Proper and Mandal, Karimnagar District
- 4 Alle, Pedda Raja Gangaram S/o Gangaram
R/o Kandrikyal Village, Metpally, Mandal, Karimnagar District
- 5 Dyavanapalli Gangadhar S/o Gangaram
r/o h. No. 1-1-25, Near Godam, Karatla Proper and Mandal, Karimnagar district
- 6 Kundorapu Laxirajam S/o Dharmaiah
R/o Raikal Village and Mandal, Karimnagar district
- 7 Regunta, Dharma Raju S/o Ramulu
R/o 2-1-42, Near Godam, Karatla Proper and Mandal, Karimnagar District
- 8 Raparathi Krishnaiah S/o Chandraiah
R/o Karatla Proper and Mandal, Karimnagar District
- 9 Goddubrla Gangaram S/o Venkatrajam
r/o Bhushanrao pet Village of Kathlapur Mandal, Karimnagar District
- 10 Nafeez. Begum W/o Akther Hussain
R/o Karatla Proper and Mandal, Karimnagar district
- 11 Gundeti Narsu Bai D/o Katkam Rajagangaram,
r/o Vinobha Road, Koratla Proper and Mandal Karimnagar district
- 12 Katkam Rajagangaram S/o Rajalingam
r/o Vinobha Road, Koratla Proper and Mandal Karimnagar district
- 13 Kalluri Gangodhar S/o Lingaiah
R/o Karatla Proper and Mandal, Karimnagar district

- 14 Nimshakavi Jyothi W/o Yodagiri
R/o H. No. 2-2-70, Karatla Proper and Mandal, Karimnagar District
- 15 Nimshakavi Bharathi W/o Ravishanker
R/o H. No. 2-2-71, Karatla Proper and Mandal, Karimnagar District
- 16 Kosari Gangareddy S/o Peddarajam,
R/o karatla Proper and Mandal, Karimnagar District
- 17 Dhoopalli, Gangamma W/o Gangaram,
R/o Karatla Proper and mandal, Karimnagar District
- 18 Kotagiri Sama Podma W/o Shanker
R/o Karatla Proper and mandal, Karimnagar District
- 19 Kotagiri Sarojana S/o Bhoomanandam
R/o Karatla Proper and mandal, Karimnagar District
- 20 Katkam Shankaraiah S/o Narsaiah
R/o Ilapur Village, Koratla Mandal, Karimnagar District
- 21 Dumpeta Mahesh S/o Narsaiah
R/o H. No. 1-2-373, Prakasam Road Koratla Proper and Mandal, Karimnagar District
- 22 Katkam Shankariah S/o Mallaiah
r/o Ailapur Village, Koratla Proper and Mandal, Karimnagar district
- 23 Ankam Rajaram S/o Gangaram
R/o Satharam Village of Mallapur Mandal, Karimnagar District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent No.1 in not taking any action basing on the complaint dt 30-12-2004 filed by the petitioners against the respondents No.2 to 23 regarding the illegal construction of the compound walls in land admeasuring 0.4 guntas in Sy. 1529, Acre. 1.20 guntas in Sy. No. 1532, 0.29 guntas in Sy. No. 1533 situated at Koratla Proper and Mandal, Karimnagar District of the petitioner as Arbitrary, illegal, null and void and violative of the provisions of the A.P. Municipalities Act. Consequently direct the respondent No.1 to take necessary action basing on the complaint filed by the petitioner dt 30-12-2004, regarding the illegal construction of the compound walls by the respondents No. 2 to 23 in the land admeasuring 0.4 guntas in Sy. 1529, Acre. 1.20 guntas in Sy. No. 1532, 0.29 guntas in Sy. No. 1533 situated at Karatla proper and Mandal, Karimnagar District.

Counsel for the Petitioner : Mr.K.VENUMADHAV

Counsel for the Respondent No.1: Mr. POLISETTI RADHAKRISHNA

Counsel for Respondent Nos.2 to 23 : None appeared

The Court at the stage of admission made the following :

ORDER:

The petitioner claims to be owner of land admeasuring Ac.0.4 guntas in Survey No.1529, Ac.1.20 guntas in Survey No.1532 and Ac.0.29 guntas in Survey No.1533 situate at Koratla village and Mandal, Karimnagar district. The petitioner alleges that unofficial respondents 2 to 23 without any title or right over the said property and without obtaining any permission from the municipal authorities, are proceeding with construction of compound wall illegally. The petitioner stated to have made a complaint to the first respondent on 30-12-2004. Questioning the action of the respondents in not taking appropriate action against the unofficial respondents, the present writ petition is filed.

Heard the learned counsel for petitioner and learned Government Pleader for Revenue. Both counsel agreed for disposal of the writ petition at the stage of admission.

Since the complaint of the petitioner dated 30-12-2004 is pending consideration before the first respondent, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition directing the first respondent to consider the complaint of the petitioner dated 30-12-2004 and pass appropriate orders in accordance with law, expeditiously within a period of four weeks from the date of receipt of copy of this order.

Accordingly, the writ petition is disposed of. No costs.

N.V.RAMANA,J

19TH JANUARY,2005

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To

1. The Commissioner, Karatla Municipality, Koratla, Karimnagar District
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